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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/844,381	04/27/2001	D. Scott Jorgenson	10005476-1	1553

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HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P.O. Box 272400  
Fort Collins, CO 80527-2400

EXAMINER

BRUCKART, BENJAMIN R

ART UNIT	PAPER NUMBER
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2155

DATE MAILED: 02/23/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Advisory Action  
Before the Filing of an Appeal Brief**

Application No.

09/844,381

Applicant(s)

JORGENSEN, D. SCOTT

Examiner

Benjamin R. Bruckart

Art Unit

2155

**--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

THE REPLY FILED 06 February 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☐ The period for reply expires \_\_\_\_\_ months from the mailing date of the final rejection.  
b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**NOTICE OF APPEAL**

2. ☐ The Notice of Appeal was filed on \_\_\_\_\_. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

**AMENDMENTS**

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because  
(a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);  
(b) ☐ They raise the issue of new matter (see NOTE below);  
(c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or  
(d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: \_\_\_\_\_. (See 37 CFR 1.116 and 41.33(a)).

4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).  
5. ☐ Applicant's reply has overcome the following rejection(s): \_\_\_\_\_.  
6. ☐ Newly proposed or amended claim(s) \_\_\_\_\_ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).  
7. ☒ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.  
The status of the claim(s) is (or will be) as follows:  
Claim(s) allowed: None.  
Claim(s) objected to: None.  
Claim(s) rejected: 1-23, 27, 28 and 30-32.  
Claim(s) withdrawn from consideration: None.

**AFFIDAVIT OR OTHER EVIDENCE**

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).  
9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).  
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

**REQUEST FOR RECONSIDERATION/OTHER**

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  
See Continuation Sheet.

12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s). \_\_\_\_\_

13. ☐ Other: \_\_\_\_\_

  
SALEH NAJJAR

SUPERVISORY PATENT EXAMINER

Continuation of 11. does NOT place the application in condition for allowance because: REMARKS

The applicant argues the citations from the claims and not the remarks. The examiner maintains the rejection.

The Applicant Argues:

Applicant argues the reference does not teach "retrieving from a stored location information related to re-requesting a target HTTP request previously interrupted by the prerequisite, if the receiving and evaluating step determines that a previously unsatisfied prerequisite has been satisfied."

In response, the examiner respectfully submits:

The act of retrieving is seen when the first and second server share information about the profile of the user (col. 2, lines 40-49).

The stored location information is the stored profile data on the first or second server about the client that defines the roles and groups (col. 2, lines 40-65).

The target HTTP request is previous interrupted request for access if the user fails to log in when going for a protected resource (col. 8, lines 40-55).

If the step of receiving and evaluating determines a previous unsatisfied prerequisite has been satisfied is interpreted by the examiner to be the step when a successful login has occurred authenticating the user to protected or private resources. The pre-requisite is authentication, a successful login.

The re-requesting a target HTTP request is taught when the user's authorizations associated with the profile when attempted login.

The applicant has not defined how it is specifically related or what the information is in the claim limitation. Applicant has argued the information is the content and the re-request is the saved information. The examiner maintains the rejection.

The information that is retrieved is the defined role of the user or group to which the user belongs (Win: col. 2, lines 41-49). The information is stored on a server and the information is related to the re-requesting of a target request because that information determines if the user is authenticated and what access the user is granted to use (Win: col. 2, lines 50-65). The previous HTTP request is intercepted and interrupted until the prerequisite of authentication is completed (Win: col. 2, lines 56-62; col. 8, lines 40-55). The profile and user data is directly related to re-requesting the information.

Applicant also argues the "forming an HTTP response, which response includes contents for re-requesting from the Web client the target HTTP request."

The Win reference does form a response, which is "a redirection or direction to the one or more resource pages to the browser" (col. 8, lines 53-55). Win does teach the limitation as once the user is authenticated, they are granted access through direction or redirection to a resource. Further to resource is defined as a URL and or HTML page in col. 5, lines 19-27. The examiner stresses the claim language is broad..